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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

MIKE GLEASON, Chairman
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JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

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AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF
GILA LOCAL EXCHANGE CARRIER FOR
APPROVAL FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE INTRASTATE
TELECOMMUNICATION SERVICES IN
ARIZONA.

DOCKET NO. T-020515A-07-0133

PROCEDURAL ORDER

BY THE COMMISSION:

On March 2, 2007, Gila Local Exchange Carrier ("Applicant") filed an application with the Arizona Corporation Commission ("Commission") for a Certificate of Convenience and Necessity ("CC&N") to provide resold and facilities-based local exchange and resold and facilities-based long distance telecommunications services in the State of Arizona. The Applicant also petitioned the Commission to have its proposed services be classified as competitive.

On March 30, 2007, the Commission's Utilities Division Staff ("Staff") filed a Letter of Insufficiency stating that the Applicant's application had not met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.").

On May 23, 2007, the Applicant requested a protective agreement regarding financial information from its parent company, Gila River Telecommunications, Inc. Staff and the Applicant subsequently entered a protective agreement dated June 28, 2007.

On July 2, 2007, Staff received the Applicant's response to Staff's First Set of Data Requests. The Applicant indicated that it wanted to add Private Line Services as one of the types of telecommunication services it may provide in Arizona.

On August 29, 2007, Staff filed its Staff Report recommending approval of the Applicant's application and recommending that its proposed services be classified as competitive.

1 Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern
2 the preparation and conduct of this proceeding.

3 IT IS THEREFORE ORDERED that the **hearing** on the above application and petition of the
4 Applicant shall commence on **October 26, 2007, at 9:00 a.m.**, or as soon thereafter as is practical, at
5 the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

6 IT IS FURTHER ORDERED that the Applicant shall publish notice of its filing and the
7 hearing, as stated below, in a newspaper(s) of general circulation in every county in Arizona in which
8 the Applicant desires to provide service by **September 21, 2007**, and shall file Affidavits of
9 Publication with the Commission no later than **October 10, 2007**.

10 **IN THE MATTER OF THE APPLICATION OF GILA LOCAL**
11 **EXCHANGE CARRIER FOR APPROVAL FOR A CERTIFICATE OF**
12 **CONVENIENCE AND NECESSITY TO PROVIDE INTRASTATE**
13 **TELECOMMUNICATION SERVICES IN ARIZONA.**
14 **(Docket No. T-020515A-07-0133)**

15 On March 2, 2007, Gila Local Exchange Carrier ("Applicant") filed an application
16 with the Arizona Corporation Commission ("Commission") for a Certificate of
17 Convenience and Necessity ("CC&N") to provide resold and facilities-based local
18 exchange and resold and facilities-based long distance telecommunications services in
19 the State of Arizona. The Commission's Utilities Division Staff ("Staff") has
20 recommended approval of the Applicant's application. The Commission is not bound
21 by the proposals made by the Applicant, Staff, or any intervenors, and the Applicant
22 will be required to provide this service under the rates and charges and terms and
23 conditions established by the Commission. Copies of the application, the Staff Report,
24 and any written exceptions to the Staff Report filed by the Applicant are available at
25 the Applicant's offices [insert address] and on the internet via the Commission
26 website (www.azcc.gov) using the e-docket function.

27 The Commission will hold a hearing on this matter beginning **October 26, 2007, at**
28 **9:00 a.m.**, at the Commission's offices, 1200 West Washington, Phoenix, Arizona.
Public comments will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate
circumstances, interested parties may intervene. Intervention shall be permitted to any
person entitled by law to intervene and having a direct and substantial interest in the
matter. Persons desiring to intervene must file a written motion to intervene with the
Commission no later than **October 10, 2007**. The motion to intervene must be sent to
the Applicant or its counsel and to all parties of record and must contain the following:

1. The name, address, and telephone number of the proposed intervenor
and of any party upon whom service of documents is to be made, if
different from the intervenor;
2. A short statement of the proposed intervenor's interest in the
proceeding (e.g., a customer of the Applicant, a shareholder of the
Applicant, etc.); and

- 1 3. A statement certifying that a copy of the motion to intervene has been
2 mailed to the Applicant or its counsel and to all parties of record in the
3 case.

4 The granting of intervention, among other things, entitles a party to present sworn
5 evidence at the hearing and to cross-examine other witnesses. However, failure to
6 intervene will not preclude any interested person or entity from appearing at the
7 hearing and providing public comment on the application or from filing written
8 comments in the record of the case. You will not receive any further notice of this
9 proceeding unless you request it.

10 If you have any questions about this application, you may contact the Applicant at
11 **[insert telephone number]**. If you wish to file written comments on the application
12 or want further information on intervention, you may contact the Consumer Services
13 Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007,
14 or call 1-800-222-7000.

15 The Commission does not discriminate on the basis of disability in admission to its
16 public meetings. Persons with a disability may request a reasonable accommodation
17 such as a sign language interpreter and may request this document in an alternative
18 format by contacting the Commission's ADA Coordinator, Linda Hogan, by e-mail at
19 LHogan@azcc.gov or by voice phone number at (602) 542-3931. Requests should be
20 made as early as possible to allow time to arrange the accommodation.

21 IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-
22 105, except that all motions to intervene must be filed on or before **October 10, 2007**.

23 IT IS FURTHER ORDERED that any objections to motions to intervene must be filed on or
24 before **October 17, 2007**.

25 IT IS FURTHER ORDERED that the Applicant and intervenors shall file specific
26 disagreements/comments, if any, regarding the application and Staff Report by **October 10, 2007**.

27 IT IS FURTHER ORDERED that all parties must comply with Rule 38 of the Rules of the
28 Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
Rules of the Arizona Supreme Court). Representation before the Commission includes appearing at
all hearings, procedural conferences, and Open Meetings at which the matter is scheduled for
discussion, unless counsel has previously been granted permission to withdraw by the Administrative
Law Judge or the Commission.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113—Unauthorized
Communications) applies to this proceeding and shall remain in effect until the Commission's

1 Decision in this matter is final and non-appealable.

2 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
3 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

4 Dated this 7th day of September, 2007.

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SARAH N. HARPRING
ADMINISTRATIVE LAW JUDGE

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9 Copies of the foregoing mailed/delivered
this 7th day of September, 2007 to:

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ARIZONA REPORTING SERVICE, INC.
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

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By: 
Debra Broyles
Secretary to Sarah N. Harpring

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